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Arizona Corporation Commission
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MAY -7 2009

May 7, 2009

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Docket Control
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

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Re: Mohave Electric Cooperative, Inc. Comments Concerning Arizona Electric Power Cooperative, Inc.'s Request to Postpone Filing Date For Its 2009 Rate Case (Docket Nos. E-01773A-04-0528 and E-04100A-0527, Decision No. 68071)

¹
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To Whom It May Concern:

Mohave Electric Cooperative, Inc. ("Mohave") has reviewed the Arizona Electric Power Cooperative, Inc.'s ("AEPCO") April 13, 2009, *Request to Extend the Filing Date of Its' 2009 Rate Case to No Later Than October 1, 2009*, (the "AEPCO Request") and Staff's April 27, 2009, *Memorandum* in response thereto. Mohave has also reviewed the AEPCO May 4, 2009, *Revised Proposal in Relation to the Filing Date for Its 2009 Rate Case Filing*, ("Revised Proposal"). Mohave, through its General Counsel undersigned, for the consideration by the Arizona Corporation Commission comments as follows:

Mohave accounts for 35.8% of the ownership entitlement to AEPCO and, together with the Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC"), accounts for more than 60% of the AEPCO load. Mohave will be significantly impacted by the next AEPCO rate case filing.

Mohave agrees this rate case will consider new and unique cost allocation challenges in light of the revised AEPCO load and membership composition. Mohave and the AEPCO members and SSVEC have been meeting for an extended period of time in an attempt to resolve revenue, cost, and rate allocation issues that will be integral aspects of the AEPCO Rate Application. Efforts

continue to be made among the AEPCO members to reach consensus on one or more of the issues in advance of the AEPCO Rate Filing. If successful, it will help narrow the issues for the Rate Case and result in a more streamlined and productive process.

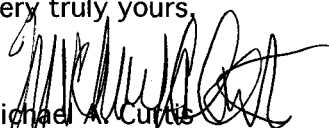
Given the unanimity of AEPCO members in support of delaying the AEPCO Rate Case for an additional sixty (60) to ninety (90) days, Mohave does not oppose the AEPCO request to delay the Rate Case.

Mohave disagrees with the Staff concern that such a delay will result in a "stale" test year since taken in context and under the circumstances, the only reason AEPCO is filing its Rate Application at this time is due to the requirements set forth in the last AEPCO Rate Case Decision requiring a rate filing after SSVEC became a Partial Requirements Member ("PRM"). Mohave agrees with SSVEC that one of the purposes of the test year in the instant case is for AEPCO to have at least a full calendar year of SSVEC being a PRM before the filing (Mohave having been the only prior PRM). Mohave agrees that updating the test year to June 30, 2009 will not provide AEPCO sufficient time to prepare and file a Rate Application by October 1, 2009. Mohave believes, and supports SSVEC and AEPCO and its members, in the position that the use of a 2008 test year would still be appropriate as long as the delay is no more than ninety (90) days.

Mohave believes that the proposal of a test year ending March 31, 2009, with an October 1, 2009 filing date for its Rate Application is reasonable and a purposeful compromise of the competing concerns and, therefore, Mohave supports the revised proposal. This means that the entire membership of AEPCO is supportive of the revised proposal.

Given the current circumstances, Mohave would object strenuously to Staff's recommendation that AEPCO could file its Rate Application on March 31, 2010, using a December 31, 2009 test year. Such would be unfair to the Mohave members.

Very truly yours,

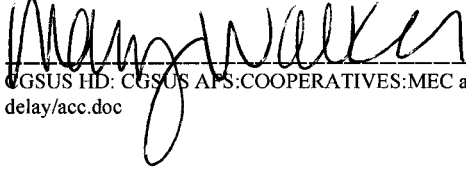

Michael A. Curtis
General Counsel to Mohave Electric
Cooperative, Inc.

MAC/mle

cc: Ernest Johnson, Director of Utilities (Hand Delivered)
Kim Battista, Utilities Division (Hand Delivered)
Janice Alward, Legal Division (Hand Delivered)
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